

CLASSIFICATION OFFICE DECISION

Title of publication: HTCG171168_5 Image 2

Other known title(s): Not stated

OFLC ref: 1800616.001

Medium: Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: The District Court at Dunedin

Classification: Objectionable.

Descriptive note: None

Display conditions: None

Date of entry in Register: 28 March 2019

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: No notice of decision has been issued

Summary of reasons for decision:

The image file is deemed to be objectionable because it promotes and supports the exploitation of children for sexual purposes. It is a highly sexualised image of a nude girl. The only likely purpose of the image is the sexual arousal of adults with a sexual interest in girls. The availability of such material encourages the creation or reinforcement of this sexual interest by presenting children as available and appropriate subjects for adult sexual fantasy and desire. This classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act 1993 be banned. It also reflects the concern of a free and democratic society to protect its young and vulnerable members from exploitation.